

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277  
Michelle ALLEN, et al. : Confirmation Number: 9023  
Application No.: 10/796,403 : Group Art Unit: 2109  
Filed: March 08, 2004 : Examiner: M. Takele  
:  
For: METHOD AND DEVICE FOR PROVIDING A MULTI-LEVEL USER INTERFACE  
HAVING A DYNAMIC KEY ASSIGNMENT FOR A CELLULARLY  
COMMUNICATIVE DEVICE

**PETITION TO REVIVE UNDER 37 CFR 1.137(b)**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants have not yet received a Notice of Abandonment in the above-identified application, although presumably abandonment occurred due to failure to timely respond to the Office Action mailed on May 16, 2007 setting a three-month shortened statutory period for response to expire on August 16, 2007. The entire delay in filing the response to the Office Action from August 16, 2007 to the granting of this petition was unintentional because the Office Action dated May 16, 2007 was never received in our office. A thorough search of all docketing systems has been conducted to determine if any indication was present that the subject Office Action was ever received.

As the entire period for delay and resulting abandonment was unintentional, applicants respectfully petition for revival of the application, and authorize the required petition fee of \$1,540.00 to be charged to Deposit Account No. 500417.

Also attached is a complete response to the Office Action dated May 16, 2007.

Revival of the application, entry of the Response, and reconsideration on the merits are respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Keith E. George  
Registration No. 34,111

**Please recognize our Customer No. 20277  
as our correspondence address.**

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**Date: February 25, 2008**